

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

_____)	
CAPPSEALS, INC.,)	
)	
Plaintiff,)	
)	
v.)	
)	C. A. No. 05-CV11907-JLT
DIRECT MARKETING CONCEPTS, INC.)	
et al.,)	
)	
Defendants.)	
_____)	

**CAPPSEALS, INC.'S CERTIFICATION
PURSUANT TO LOCAL RULE 16.1(D)(3)**

Pursuant to Local Rule 16.1(D)(3) of the United States District Court for the District of Massachusetts, the undersigned certifies that they have conferred regarding the above-captioned matter:

- (1) with a view to establishing a budget for conducting the full course – and various alternative courses – of the litigation; and
- (2) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Respectfully Submitted,

CAPPSEALS, INC.

By its attorneys,

/s/ Scott Silverman

Daniel J. Kelly, BBO # 553926

Scott A. Silverman, BBO # 638087

Peter Antonelli, BBO # 661526

Gadsby Hannah LLP

225 Franklin Street

Boston, MA 02110

(617) 345-7000

/s/ Donald Webb

Name: Donald Webb

Title: Owner and Principal

Cappseals, Inc.

12607 NE 95th St., Ste. 100

Vancouver, WA 98682

Date: April 27, 2006

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing and paper copies will be sent to those indicated as non registered participants on 4/27/06.

By: /s/ Scott Silverman